

28 MAR 2006



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In re Application of :
WOSIK, et al. :
Application No.: 10/532,457 :
PCT No.: PCT/US03/33933 : DECISION ON PETITION
Int. Filing Date: 24 October 2003 :
Priority Date: 24 October 2002 : UNDER 37 CFR 1.137(b)
Atty. Docket No.: 96605/22US :
For: SUPERCONDUCTING ARRAY OF SURFACE :
MRI PROBES :
:

The petition to revive under 37 CFR 1.137(b) filed 13 March 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" and the prompt filing of the petition satisfies the requirement of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has now provided payment of the full, U.S. Basic National Fee. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

Regarding the declaration filed 13 March 2006, the declaration contains two separate pages listing inventors Nesteruk and Xie, each separately executed by said inventors. This suggests that the enclosed declaration was constructed from numerous complete declarations or that the inventors forwarded to counsel only the signatures pages of the declaration. Either alternative renders the submitted declaration defective under 37 CFR 1.497. While each inventor need not execute the same oath or declaration, where individual declarations are executed, they must be submitted as individual declarations rather than combined into one declaration. (See MPEP 201.03 B. Oath or Declaration.)

This application is being forwarded to the United States Designated/Elected Office (US/DO/EO) for continued processing including the issuance of a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an executed oath or declaration of the inventors is required.



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